



6/3/04

## MESSAGES FROM THE HOUSE

### **SB 918 (Sanborn)**

SB 918 would provide that it would be a crime to photograph or otherwise record a visual image of the undergarments worn by another person, genitalia or buttocks, or female breast of an individual under circumstances in which the person would have a reasonable expectation of privacy and did not consent to the recording. The House added an amendment to exempt police officers from the provisions of the bill.

- The Senate concurred with the House changes to SB 918 [RC 347: 35 yes, 0 no]. Immediate Effect was given to the bill.

## BUDGETS

### **HB 5517 (Shulman)**

### **HB 5519 (Shulman)**

### **HB 5520 (Shulman)**

### **HB 5521 (Shulman)**

- The motions to reconsider passage of these four budgets were withdrawn. The budgets were given Immediate Effect.

## FINAL PASSAGE

### **SB 926 (McManus)**

SB 926 would extend (until 2010) a section that required the Natural Resources Commission to issue an order prohibiting deer or elk feeding, unless it is for recreational viewing purposes. Without the extension, the requirement would expire 12/31/04.

Support: DNR, MDA, MI Environmental Council, MI Farm Bureau.

- SB 926 passed [RC 349: 35 yes, 0 no].

### **SB 928 (George)**

SB 928 would provide another alternative for townships that choose to post, rather than publish, local proceedings, notices and ordinances. The bill maintains the requirement for publishing notices in the newspaper.

Support: Mich. Township Association.

- SB 928 passed [RC 352: 35 yes, 0 no].

### **SB 953 (Brown)**

SB 953 would require the Department of Treasury to “invest surplus funds under the state treasurer’s control” for the purpose of loans for qualified agricultural energy production loans. The Surplus Funds in Treasury Act directs Treasury as to how to treat any extra money. The bill would permit investment of up to \$25 million in certificates of deposit to facilitate loans of up to \$5 million for eligible farmers. The permissible uses of the fund include: construction, operations of agricultural ethanol plants, agricultural processing, methane digesters, and other equipment used to generate electricity from agricultural biomass.

The bill would require the state to put money into funds that would not collect any interest for the state. At the fully funded level of \$25 million with equal repayments for 15 years, the estimated loss in interest earnings to the state would be \$1.6 million.

Support: MI Farm Bureau, MI Electrical Cooperative Association, Kauffman Electrical Equipment -- Methane digesters, biomass, agricultural processing and ethanol plants are all examples of value added farming. Encouraging these types of small agricultural businesses is an important step towards keep agriculture viable in Michigan.

Oppose: MI Environmental Council, Environmentally Concerned Citizens of South Central Michigan -- The bill would require the state to put money into funds for farm enterprises that would not collect any interest for the state. At the fully funded level of \$25 million with equal repayments for 15 years, the estimated loss in interest earnings to the state would be \$1.6 million. No money is allocated to cover the administrative cost of the program within Treasury.

- SB 953 passed [RC 354: 32 yes, 4 no].

### **SB 955 (Brown)**

SB 955 would add methane digesters and the necessary electric generating system under the list of personal property that is exempt from tax. Currently, property used for agricultural operations and farm implements are exempt from taxation. This bill would add methane digesters, biomass gasification system and thermal depolymerization system. These bills are intended to encourage use of the listed systems to create energy from animal waste.

Support: MI Farm Bureau, MI Electrical Cooperative Association, Kauffman Electrical Equipment.

Oppose: MI Environmental Council, Environmentally Concerned Citizens of South Central Michigan -- The state does not have the money to allow additional tax exemptions given the current fiscal crisis.

- SB 955 passed [RC 353: 30 yes, 5 no].

### **HB 4983 (TOBOCMAN)**

## **HB 4984 (Huizenga)**

HB 4983 would regulate those who provide services relating to immigration matters, provide exemptions to registration requirements, prohibit certain actions by a registrant, establish administrative and criminal sanctions for violations. This bill is necessary to help ensure that immigrants are not taken advantage of during the immigration paperwork process.

- **HB 4983 passed with IE [RC 351: 35 yes, 0 no].**

HB 4984 would amend the sentencing guidelines to make the guidelines conform to provisions in HB 4983 regarding penalties for subsequent violations, which would be a 2 year felony. [HB 4983 would regulate those who provide services relating to immigration matters, provide exemptions to registration requirements, prohibit certain actions by a registrant, and establish administrative and criminal sanctions for violations of these provisions. This bill is necessary to help ensure that immigrants are not taken advantage of during the immigration paperwork process.]

- **HB 4984 passed with IE [RC 350: 35 yes, 0 no].**

## **HB 5478 (Stahl)**

House Bill 5478 provides a complaint procedure for parents who believe a school has violated state law provisions on sex education and communicable disease prevention. The substitute requires that a parent's complaint first be brought at the district level through the superintendent. The superintendent then has 30 days to provide a written report of findings. If a violation has occurred, the written report shall direct corrective action which must be taken within 30 days. If a parent still has an issue, he or she can then go to the intermediate school district superintendent with the same 30 day guidelines applying. If still not satisfied, a parent may then appeal to the Department of Education, which has 90 days to provide a written report. The department shall forfeit 1% of state aid if a district is found in violation and may assess a fee to the district equal to cost of the investigation. The Department must also report to the legislature on the number and nature of these complaints and the cost associated with handling them. The bill is tie-barred to Senate Bill 943, the sex ed bill, that previously passed the Senate.

- **HB 5478 passed with IE [RC 348: 32 yes, 4 no].**

## **THIRD READING**

### **SB 1203 (Gilbert)**

### **SB 1240 (George)**

SB 1203 allow a municipality to designate a Downtown Development Authority located in that municipality to operate a parking violations bureau. The expenses of operating and the personnel of the parking violations bureau would be determined by the municipality. By allowing a city, village, or township to delegate the operation of a parking violations bureau to a DDA within the city, village, or township, the bill would provide a degree of administrative flexibility to municipalities. Also, allowing a city, village, or township to have its DDA operate a parking violations bureau could save the municipality the cost of operating a bureau and employing its staff.

- **SB 1203 was moved to 3<sup>rd</sup> Reading. No amendments.**

SB 1240 would allow a Downtown Development Authority to create, operate, and fund marketing initiatives that benefit the downtown district and contract for broadband service and wireless technology service in the downtown district.

Support: Michigan Economic Development Corporation, Michigan Cable Telecommunications Association, Telecommunications Association of Michigan.

- Committee 1 (S-1) was adopted.
- SB 1240 was moved to 3<sup>rd</sup> Reading.

### **SB 1244 (Cropsey)**

SB 1244 would provide that a court may appoint a personal representative to supervise the disposition of the body of a decedent who had insufficient assets to pay for a funeral and who died intestate (without a will) and without heirs. The duties of this personal representative may include, but are not limited to, making arrangements with a funeral home and determining the disposition of the body by burial or cremation. This bill is necessary to provide procedures for burial or cremation of poor individuals that die without a will.

Support: Funeral Directors Association.

- Committee 1 (1 amend) was adopted.
- SB 1244 was moved to 3<sup>rd</sup> Reading.

### **SB 1261 (Bishop)**

### **SB 1262 (Patterson)**

### **SB 1263 (Sanborn)**

SB 1261 would eliminate the current requirement that the State Court Administrative Office (SCAO) help develop the bi-annual report prepared by the Automobile Theft Prevention Authority. Current law provides that by July 1 of every odd numbered year, the Automobile Theft Prevention Authority shall prepare a report that details the theft of automobiles occurring in this state, assess the impact of the thefts on rates charged for automobile insurance, summarizes prevention programs, and outlines allocations made by the authority.

- SB 1261 was moved to 3<sup>rd</sup> Reading. No amendments.

SB 1262 would remove the State Court Administrative Office (SCAO) and add “the appropriate court” from required notification from each community mental health services program of the list of hospitals contracted to receive and detain individuals under protective custody. Currently, each community mental health services program shall notify the Department of Mental Health and the State Court Administrative Office of the hospitals designated to receive and detain individuals under protective custody.

- SB 1262 was moved to 3<sup>rd</sup> Reading. No amendments.

SB 1263 would eliminate the requirement that the State Court Administrative Office (SCAO) shall establish paper quality and durability standards for arrest warrants.

- SB 1263 was moved to 3<sup>rd</sup> Reading. No amendments.

## **RESOLUTIONS**

**SR 143 (Brown)**

A resolution to encourage the further utilization of methane digestion in Michigan.

- Committee 1 (S-1) was adopted [no RC].
- SR 143 was adopted [no RC].

**SR 248 (Brown)**

A resolution honoring the 60<sup>th</sup> Anniversary of D-Day and the Allied invasion of Europe.

- SR 248 was adopted [no RC].

**HCR 54 (Shackleton)**

A concurrent resolution approving the conveyance of property to the State Building Authority and approving a lease between the State of Michigan and the State Building Authority relative to the Department of Management and Budget Capitol Complex Renovations.

- HCR 54 was adopted [RC 355: 36 yes, 0 no].